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PTO/SB/21 (05-03)

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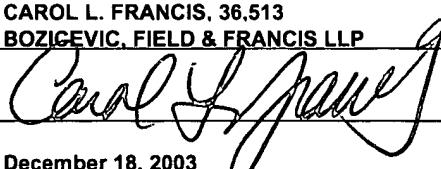
(to be used for all correspondence after initial filing)

		Application Number	09/665,493
		Filing Date	September 20, 2000
		Confirmation Number	1563
		First Named Inventor	MANNING JR., WILLIAM C.
		Group Art Unit	1632
		Examiner Name	TON, THAIAN N.
Total Number of Pages in This Submission	16	Attorney Docket Number	BERK-010CIP

### ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers <em>(for an Application)</em> <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group <em>(Appeal Notice, Brief, Reply Brief)</em> <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) <em>(please identify below):</em> <div style="text-align: center;">Postcard</div>
<span style="border: 1px solid black; padding: 2px;">Remarks</span>		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Signing Attorney/Agent (Reg. No.)	CAROL L. FRANCIS, 36,513 BOZICEVIC, FIELD & FRANCIS LLP
Signature	
Date	December 18, 2003

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**IN THE UNITED STATES PATENT AND  
TRADEMARK OFFICE**

**AMENDMENT AND RESPONSE**

Mail Stop Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandra, VA 22313-1350

Applicant: Manning et al.  
Serial No.: 09/665,493  
Filed: September 20, 2000  
Title: USE OF RECOMBINANT  
GENE DELIVERY VECTORS  
FOR TREATING OR  
PREVENTING DISEASES OF  
THE EYE  
Examiner: Thaian, T.  
Group Art Unit: 1632  
Atty Docket No.: BERK-010CIP

Sir:

This amendment is responsive to the Office Communication mailed December 4, 2003, which set a one-month period for response, making this response due on or before January 4, 2003.

The Office Communication indicated that, while the amendments filed September 24, 2003 and filed June 23, 2003 was a bona fide reply to the Office Action mailed March 7, 2003, the amendment did not comply with the requirements of 37 CFR §1.121(c).

Please replace the prior amendment mailed September 4, 2003 with the present amendment, and enter the amendments set out below.